IN THE HIGH COURT JUDICATURE AT BILASPUR

Misc. Appeal No. 37 OF 2006 Division Bench

APPELLANTS

(Claimants)

1. Sanjay Kumar Verma, son of Shri Raghuveer Prasad Verma, aged about 30 years.
2. Kumari Kiran Verma, daughter of Shri Raghuveer Prasad Verma, aged about 24 years.
3. Shri Raghuveer Prasad Verma, son of Late S.P. Verma, aged about 62 years.

All are residents of Ward No.9, Bodri, Bhatapara Basti, Post & Police Station Chakarbhata Camp, District Bilaspur (C.G.)

P.R. No. 11/6/06 Presented by Shri Bhatnagar Advocate dated 26/2/06

Versus

RESPONDENTS:

Driver of vehicle

1. Sanat Kumar Singh, son of Shri Dhaniram Singh Thakur, aged about 25 years, resident of Rehangi, P.S. Hirri, District Bilaspur.

Owner of vehicle

2. Deependra Singh Thakur, son of Shri Mohan Singh Thakur, resident of Tilak Nagar, Chatapara, P.S. Civil Lines, Bilaspur.

Insurer

3. The New India Insurance Company Ltd., Rajendra Nagar, Civil Lines Bilaspur.

(5)

APPEAL U/S 173 OF THE MOTOR VEHICLES ACT FOR ENHANCEMENT OF THE AWARD/ORDER DATED 27.1.2006 PASSED BY THE 9th MOTOR ACCIDENT CLAIMS TRIBUNAL, BILASPUR (C.G.) IN C.T.NO.81/05.

HIGH COURT OF CHHATTISGARH : BILASPUR
(LOK ADALAT)

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MISCELLANEOUS APPEAL NO. 37 of 2006

Appellants : Sanjay Kumar Verma & others

Versus

Respondents: Sanat Kumar Singh & others

(Arising out of Claim Case No.81 of 2005)

19.12.2006

Shri GS Patel, counsel for the appellants.

None for respondents No. 1 and 2.

Shri KL Daswani, Divisional Manager, the New India Assurance Company Limited with Shri Dashrath Gupta, counsel for respondent No.3.

In terms of compromise, award is passed as below:-

1) In addition to compensation already awarded by the Tribunal, respondent No.3 shall pay Rs.15,000/- (Rupees fifteen thousand only) to the appellants.
2) For disbursement and deposit in FDR, the direction and ratio adopted by the Tribunal, if any, shall follow.
3) The amount, if any, kept in deposit with Bank shall be payable under the orders of Tribunal in accordance with law.
4) Appellants shall be entitled to receive interest on the amount so deposited, if any.
5) In view of the above, appeal against respondents No.1 & 2 stands dismissed.
6) Out of the above amount, Rs.150/- (Rupees one hundred and fifty only) shall be paid to counsel for the appellants directly by the Insurance Company towards counsel fee.
7) If the amount awarded is not deposited within a period of one month, the Insurance Company shall be liable to pay interest at the rate of 9% per annum thereafter.
8) Copy of the award shall be given to the parties free of cost.

Sd/-

19.12.06

Justice Vijay Kumar Shrivastava
High Court of Chhattisgarh
Bilaspur

Sd/-
Member – Lok Adalat
High Court of Chhattisgarh
Bilaspur

padma